

## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: CA1026

William J. BAER, et al.

Appln. No.: 09/219,934

Group Art Unit: 2155

Confirmation No.: 4144

Examiner: Oanh L. DUONG

Filed: December 23, 1998

For: METHOD AND APPARATUS FOR USING CLASSES, ENCAPSULATING DATA WITH ITS BEHAVIORS, FOR TRANSFERRING BETWEEN DATABASES AND CLIENT APPLICATIONS AND FOR ENABLING APPLICATIONS TO ADAPT TO SPECIFIC CONSTRAINTS OF THE DATA

## SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Terminal Disclaimer in the above-identified application. Please charge the fee of \$110.00 to Deposit Account No. 19-4880. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this Submission is attached.

Respectfully submitted,

Frank L. Bernstein  
Registration No. 31,484

SUGHRUE MION, PLLC  
Telephone: (650) 625-8100  
Facsimile: (650) 625-8110

MOUNTAIN VIEW OFFICE  
23493  
CUSTOMER NUMBER

Date: July 28, 2004

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this Submission of Terminal Disclaimer is being facsimile transmitted to the U.S. Patent and Trademark Office this 28th day of July, 2004.

Thea K. Wagner

## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: CA1026

William J. BAER, et al.

Appln. No.: 09/219,934

Group Art Unit: 2155

Confirmation No.: 4144

Examiner: Oanh L. DUONG

Filed: December 23, 1998

For: METHOD AND APPARATUS FOR USING CLASSES, ENCAPSULATING DATA WITH ITS BEHAVIORS, FOR TRANSFERRING BETWEEN DATABASES AND CLIENT APPLICATIONS AND FOR ENABLING APPLICATIONS TO ADAPT TO SPECIFIC CONSTRAINTS OF THE DATA

## TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned, on behalf of the petitioner, International Business Machines Corporation, represents that the petitioner, International Business Machines Corporation is the owner of the entire right, title and interest of U.S. Application No. 09/219,933, filed on December 23, 1998 for CONFIGURABLE AND EXTENSIBLE SYSTEM FOR DEPLOYING ASSET MANAGEMENT FUNCTIONS TO CLIENT APPLICATIONS by virtue of an Assignment from all of the inventors thereof executed on February 5 and 8, 1999, recorded on February 25, 1999 at Reel 9815, Frame 0222, now issued as U.S. Patent 6,366,916 as well as the entire right, title and interest in the above-captioned U.S. Application No. 09/219,934 by virtue of an Assignment from all of the inventors thereof executed on February 5 and 8, 1999, recorded on February 25, 1999, at Reel 9802, Frame 0878.

**TERMINAL DISCLAIMER**  
**U.S. Patent Application No. 09/219,934**

Petitioner hereby certifies that the above-mentioned Assignments have been reviewed and to the best of petitioner's knowledge and belief, title is in petitioner who is seeking to take this action.

Petitioner hereby disclaims the terminal part of any patent granted on the above-captioned U.S. Application No. 09/219,934 which would extend beyond the expiration of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,366,916, and hereby agrees that any patent so granted on the above-captioned U.S. Application No. 09/219,934 shall be enforceable only for and during such period that the legal title to U.S. Patent 6,366,916 shall be the same as the legal title to said patent issuing from the above-captioned U.S. Application No. 09/219,934, this agreement to run with any patent granted on the above-captioned U.S. Application No. 09/219,934 and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-captioned U.S. Application No. 09/219,934 prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,366,916 in the event that U.S. Patent 6,366,916 later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a Reexamination Certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

**TERMINAL DISCLAIMER**  
U.S. Patent Application No. 09/219,934

The undersigned whose signature and title appear below is empowered to act on behalf of petitioner.

Respectfully submitted,



Frank L. Bernstein  
Registration No. 31,484

SUGHRUE MION, PLLC  
Telephone: (650) 625-8100  
Facsimile: (650) 625-8110

MOUNTAIN VIEW OFFICE

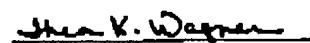
**23493**

CUSTOMER NUMBER

Date: July 28, 2004

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this Terminal Disclaimer is being facsimile transmitted to the U.S. Patent and Trademark Office this 28th day of July, 2004.

  
Thea K. Wagner